



PTO/SB/08a/b (07-05)

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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Complete If Known		
			Application Number	09/803452-Conf. #8539	
			Filing Date	March 8, 2001	
			First Named Inventor	Archibald I. J. BRAIN	
			Art Unit	3743	
			Examiner Name	A. J. Lewis	
Sheet	1	of	5	Attorney Docket Number	0108195.00128US1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
AD	AA*	US-2,862,498	12-02-1958	Weekes	
	AB*	US-2003/0131845-A1	07-17-2003	Lin	
	AC*	US-3,554,673	01-12-1971	Schwartz et al.	
	AD*	US-3,683,908	08-15-1972	Tantrimudalige et al.	
	AE*	US-3,931,822	01-13-1976	Manici	
	AF*	US-4,104,357	08-01-1978	Blair	
	AG*	US-4,553,540	11-19-1985	Straith	
	AH*	US-4,793,327	12-27-1988	Frankel	
	AI*	US-4,832,020	05-23-1989	Augustine	
	AJ*	US-4,872,483	10-10-1989	Shah	
	AK*	US-4,953,547	09-04-1990	Poole, Jr.	
	AL*	US-5,038,766	08-13-1991	Parker	
	AM*	US-5,042,469	08-27-1991	Augustine	
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	AP*	US-5,249,571	10-05-1993	Brain	
	AQ*	US-5,339,805	08-23-1994	Parker	
	AR*	US-5,339,808	08-23-1994	Don Michael	
	AS*	US-5,391,248	02-21-1995	Brain	
	AT*	US-5,487,383	01-30-1996	Levinson	
	AU*	US-5,529,582	06-25-1996	Fukuhara	
	AV*	US-5,569,219	10-29-1996	Hakki et al.	
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	AX*	US-5,584,290	12-17-1996	Brain	
	AY*	US-5,599,301	02-04-1997	Jacobs et al.	
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	AE1*	US-5,694,929	12-09-1997	Christopher	
	AF1*	US-5,711,293	01-27-1998	Brain	
	AG1*	US-5,743,254	04-28-1998	Parker	
	AH1*	US-5,743,258	04-14-1998	Hoftman	
	AI1*	US-5,746,202	05-05-1998	Pagan	
	AJ1*	US-5,771,889	06-30-1998	Pagan	
	AK1*	US-5,791,341	08-11-1998	Bullard	
	AL1*	US-5,850,832	12-22-1998	Chu	
	AM1*	US-5,865,176	02-02-1999	O'Neil	
	AN1*	US-5,878,745	03-09-1999	Brain	
	AO1*	US-5,881,726	03-16-1999	Neame	
	AP1*	US-5,896,858	04-27-1999	Brain	
	AQ1*	US-5,915,383	06-29-1999	Pagan	
	AR1*	US-5,937,860	08-17-1999	Cook	
AD	AS1*	US-5,979,445	11-09-1999	Neame et al.	

Examiner Signature	/Annette Dixon/ (02/01/2007)	Date Considered	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Complete If Known		
			Application Number	09/803452-Conf. #8539	
			Filing Date	March 8, 2001	
			First Named Inventor	Archibald I. J. BRAIN	
			Art Unit	3743	
			Examiner Name	A. J. Lewis	
Sheet	2	of	5	Attorney Docket Number	0108195.00128US1

AD	AT1*	US-5,983,897	11-16-1999	Pagan	
	AU1*	US-5,988,167	11-23-1999	Kamen	
	AV1*	US-5,996,582	12-07-1999	Turnbull	
	AW1	US-5277,178	01-11-1994	Dingley	
	AX1*	US-6,003,510	12-21-1999	Anunta	
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	AZ1*	US-6,012,452	01-11-2000	Pagan	
	AA2*	US-6,021,779	02-08-2000	Pagan	
	AB2*	US-6,050,264	04-18-2000	Greenfield	
	AC2*	US-6,070,581	06-06-2000	Augustine et al.	
	AD2*	US-6,079,409	06-27-2000	Brain	
	AE2*	US-6,095,144	08-01-2000	Pagan	
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	AI2*	US-6,390,093	05-21-2002	Mongeon	
	AJ2*	US-6,427,686-A1	08-06-2002	Augustine et al.	
	AK2*	US-6,439,232	08-27-2002	Brain	
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		Country Code ³	Number ⁴ -Kind Code ⁵ (if known)				
AD	BA	EP-0	732 116-A2	09-18-1996	Smiths Industries Public Limited Company		
	BB	WO-00/09189		02-24-2000	Archibald I. J. Brain		
	BC	WO-00/22985		04-27-2000	Children's Hospital, Inc.		
	BD	WO-00/23135		04-27-2000	Dimitriou et al.		
	BE	WO-00/61212		10-19-2000	Vital Signs Inc.		
	BF	EP-0294200		04-15-1992	Brain		
	BG	EP-0389272		09-26-1990	Brain		
	BH	EP-0402872		12-19-1990	L. VAD Technology Inc.		
	BI	EP-0580385		05-08-1996	Brain		
	BJ	EP-0712638		05-22-1996	Mallinckrodt Medical, Inc., et al.		
	BK	EP-0796631		09-24-1997	Brain		
	BL	EP-0845276		06-03-1998	Smiths Industries, PLC		
	BM	EP-0865798		09-23-1998	Smiths Industries Public Limited Company		
	BN	EP-0922465		06-16-1999	Smiths Industries Public Limited Company		
	BO	JP-10118182		05-12-1998	Smiths Industries PLC		
	BP	JP-10216233		08-18-1998	Smiths Industries PLC		
	BQ	JP-10263086		10-06-1998	Smiths Industries PLC		
AD	BR	JP-10277156		10-20-1998	Smiths Industries PLC		
Examiner Signature	/Annette Dixon/ (02/01/2007)				Date Considered		

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			Art Unit	3743	
			Examiner Name	A. J. Lewis	
Sheet	3	of	5	Attorney Docket Number	0108195.00128US1

AD	BS	JP-10314308	12-02-1998	Smiths Industries PLC		
	BT	JP-10323391	12-08-1998	Aoki Shigeru		
	BU	JP-10328303	12-15-1998	Smiths Industries PLC		
	BV	JP-11128349	05-18-1999	Smiths Industries PLC		
	BW	JP-11192304	07-21-1999	Smiths Industries PLC		
	BX	EP-1119386-B1	09-07-2005	The Laryngeal Mask Company Limited		√
	BY	JP-11206885	08-03-1999	Smiths Industries PLC		
	BZ	EP-1125595	08-22-2001	Smiths Group PLC		
	BA1	CA-2012750	08-24-1999	Brain		
	BB1	CA-2067782	06-15-1999	Parker Medical Limited Partnership		
	BC1	GB-2111394	07-06-1983	Brain		
	BD1	CA-2141167	07-28-1995	Fink et al.		
	BE1	GB-2205499	01-16-1991	Brain		
	BF1	GB-2298797-A	09-18-1996	Smiths Industries Public Limited Company		√
	BG1	GB-2317342	03-25-1998	Smiths Industries Public Limited Company		
	BH1	GB-2317830	04-08-1998	Smiths Industries Public Limited Company		
	BI1	GB-2318735	05-06-1998	Smiths Industries Public Limited Company		
	BJ1	GB-2319478	05-27-1998	Smiths Industries Public Limited Company		
	BK1	GB-2321854	08-12-1998	Smiths Industries Public Limited Company		
	BL1	GB-2323289	09-23-1998	Smiths Industries Public Limited Company		
	BM1	GB-2323290	09-23-1998	Smiths Industries Public Limited Company		
	BN1	GB-2323291	09-23-1998	Smiths Industries Public Limited Company		
	BO1	GB-2323292	09-23-1998	Smiths Industries Public Limited Company		
	BP1	GB-2359996	09-12-2001	Smiths Industries Public Limited Company		
	BQ1	WO-91/03207	03-21-1991	Boston Scientific Corporation		
	BR1	WO-91/07201	05-30-1991	Jeffrey Parker		
	BS1	WO-91/12845	09-05-1991	Smiths Industries Public Limited Company		
	BT1	WO-92/13587	08-20-1992	Brain		
	BU1	WO-95/33506	12-14-1995	Brain		
	BV1	WO-97/12640	04-10-1997	Brain		
	BW1	WO-97/12641	04-10-1997	Brain		
	BX1	WO-98/16273	04-23-1998	Augustine Medical		
AD	BY1	WO-99/06093	02-11-1999	Nimmo		

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			Art Unit	3743
			Examiner Name	A. J. Lewis
			Attorney Docket Number	0108195.00128US1
Sheet	4	of	5	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²	
AD	CA	Abdelatti, "A Cuff Pressure Controller for Tracheal Tubes and Laryngeal Mask Airway," <i>Anaesthesia</i> , 1999, Vol. 54, pp. 981-986.		
	CB	Benumof, "Laryngeal Mask Airway and teh ASA Difficult Airway Algorithm," <i>Anesthesiology</i> , 1996, Vol. 84(3), pp. 686-699.		
	CC	Bernhard et al., "Adjustment of Intracuff Pressure to Prevent Aspiration," <i>Anesthesiology</i> , 1979, Vol. 50(4), pp. 363-366.		
	CD	Bernhard et al., "Physical Characteristics of and Rates of Nitrous Oxide Diffusion into Tracheal Tube Cuffs," <i>Anesthesiology</i> , 1978, Vol. 48, pp. 413-414.		
	CE	Brain, "The Laryngeal Mask - A New Concept in Airway Management," <i>Br. J. Anaesth.</i> , 1983, Vol. 55, pp. 801-805.		
	CF	Brain, "The Laryngeal Mask Airway - A Possible New Solution to Airway Problems in the Emergency Situation," <i>Archives of Emergency Medicine</i> , 1984, Vol. 1, pp. 229-232.		
	CG	Brain, "The Laryngeal Mask Airway," <i>Anaesthesia</i> , 1985, Vol. 40, pp. 356-361.		
	CH	Brain, "Three Cases of Difficult Intuition Overcome by the Laryngeal Mask Airway," <i>Anaesthesia</i> , 1985, Vol. 40, pp. 353-355.		
	CI	Brain, et al., "A New Laryngeal Mask Prototype," <i>Anaesthesia</i> , 1995, Vol. 50, pp. 42-48.		
	CJ	Brimacombe, "The Split Laryngeal Mask Airway," p. 639.		
	CK	Broderick et al., "The Laryngeal Mask Airway," <i>Anaesthesia</i> , 1989, Vol. 44, pp. 238-241.		
	CL	Burgard, et al., "The Effect of Laryngeal Mask Cuff Pressure on Postoperative Sore Throat Incidence," <i>J. Clinical Anesthesia</i> , 1996, Vol. 8, pp. 198-201.		
	CM	Caplan, et al., "Adverse Respiratory Events in Anesthesia: A CIsosed Claims Analysis", <i>Anesthesiology</i> 72: 828-833, 1990		
	CN	Communication of a notice of opposition, European Patent Office, February 15, 2006 (cover page and pages 1-4)		
	CO	Craven, "Prevention of Hospital-Acquired Pneumonia: Measuring Effect in Ounces, Pounds, and Tonds," <i>Annals of Internal Medicine</i> , 1995, Vol. 122(3), pp. 229-231.		
	CP	Cuff-Pressure-Control DCR, 2000, LogoMed.		
	CQ	Davies, et al., "Laryngeal Mask Airway and Tracheal Tube Insertion by Unskilled Personnel," <i>The Lancet</i> , Vol. 336, pp. 977-979.		
	CR	DeMello, et al., "The Use of the Laryngeal Mask Airway in Primary Anaesthesia," <i>Anaesth. Corresp.</i> , 1990, Vol. 45, pp. 793.		
	CS	Doyle et al., "Intraoperative Awareness: A Continuing Clinical Problem," http://doyle.ibme.utoronoto.ca/anesthesia/aware.htm		
	CT	Engbers, "Practical Use of 'Diprifusor' Systems," <i>Anaesthesia</i> , 1998, Vol. 53(1), pp. 28-34.		
	CU	Eriksson et al., "Functional Assessment of the Pharynx at Rest and During Swallowing in Partially Paralyzed Humans," <i>Anesthesiology</i> , 1997, Vol. 87(5), pp. 1035-1042.		
	CV	Glen, "The Development of 'Diprifusor' : A TCI System for Propofol," <i>Anaesthesia</i> , 1998, Vol. 53(1), pp. 13-21.		
AD	CW	Gray et al., "Development of the Technology for 'Diprifusor' TCI Systems," <i>Anaesthesia</i> , 1998,		

Examiner Signature	/Annette Dixon/ (02/01/2007)	Date Considered	
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				Art Unit	3743
				Examiner Name	A. J. Lewis
Sheet	5	of	5	Attorney Docket Number	0108195.00128US1

AD		Vol. 53(1), pp. 22-27.	
	CX	Heath, "Endotracheal Intubation Through the Laryngeal Mask - Helpful When Laryngoscopy is Difficult or Dangerous," European J. of Anaesthesiology, 1991, Vol. 4, pp. 41-45.	
	CY	Hickey, et al., "Cardiovascular Response to Insertion of Brain's Laryngeal Mask," Anaesthesia, 1990, Vol. 45, pp. 629-633.	
	CZ	Inomata et al., "Transient Bilateral Vocal Cord Paralysis After Insertion of a Laryngeal Mask Airway," Anesthesiology, 1995, Vol. 82, pp. 787-788.	
	CA1	Jacobson et al., "A Study of Intracuff Pressure Measurements, Trends and Behaviours in Patients During Prolonged Period of Tracheal Intubation," Br. J. Anaesth., 1981, Vol. 53, pp. 97.	
	CB1	Kambic et al., "Intubation Lesions of the Larynx," Br. J. Anesth. 1978, Vol. 50, pp. 587-590.	
	CC1	Lindholm, "Prolonged Endotracheal Intubation," ACTA Anaesthesiologica Scandinavica, 1969, Vol. 33, pp. 32-46.	
	CD1	Majumder et al., "Bilateral Lingual Nerve Injury Following the Use of the Laryngeal Mask Airway," Anaesthesia, 1998, Vol. 53, pp. 184-186.	
	CE1	Miller, "A Pressure Regulator for the Cuff of a Tracheal Tube," Anaesthesia, 1992, Vol. 47, pp. 594-596.	
	CF1	Muthuswamy et al., "The Use of Fuzzy Integrals and Bispectral Analysis of the Electroencephalogram to Predict Movement under Anesthesia," IEEE Transactions on Biomedical Engineering, 1999, Vol. 46(3), pp. 290-299.	
	CG1	Nagai, "Unilateral Hypoglossal Nerve Paralysis Following the Use of the Laryngeal Mask Airway," Anaesthesia, 1994, Vol. 49, pp. 603-604.	
	CH1	Observations by Third Party Concerning European Patent Application No. 99 947 765.6-2318, European Patent Office, Munich, Germany, January 18, 2005 (3 pgs.).	
	CI1	Patel et al., "Tracheal Tube Cuff Pressure," Anaesthesia, 1984, Vol. 39, pp. 862-864.	
	CJ1	Pennant, "Comparison of the Endotracheal Tube and Laryngeal Mask in Airway Management by Paramedical Personnel," Anesth. Analg., 1992, Vol. 74, pp. 531-534.	
	CK1	Pippin et al., "Long-Term Tracheal Intubation Practice in the United Kingdom," Anaesthesia, 1983, Vol. 38, pp. 791-795.	
	CL1	Raeder et al., "Tracheal Tube Cuff Pressures," Anaesthesia, 1985, Vol. 40, pp. 444-447.	
	CM1	Response to Complaint Matter No.: 4b 0 440-05, In the Matter of: LMA Deutschland GmbH versus Ambu (Deutschland) GmbH, February 10, 2006, pages 1-47	
	CN1	Seegobin et al., "Endotracheal Cuff Pressure and Tracheal Mucosal Blood Flow: Endoscopic Study of Effects of Four Large Volume Cuffs," British Medical Journal, 1984, Vol. 288.	
	CO1	Willis et al., "Tracheal Tube Cuff Pressure," Anaesthesia, 1988, Vol. 43, pp. 312-314.	
✓	CP1	Worthington, et al., "Proceedings of the Anaesthetic Research Society," Br. J. Anaesthesia, 1995, Vol. 75, pp. 228P-229P.	
AD	CQ1	Wynn et al., "Tongue Cyanosis After Laryngeal Mask Airway Insertion," Anesthesiology, 1994, Vol. 80(6), pp. 1403.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*Applicant's unique citation designation number (optional). *Applicant is to place a check mark here if English language Translation is attached.

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		Number-Kind Code ² (if known)			
A.D.	AA*	US-2003/0051734-A1	03-20-2003	Brain	
	AB*	US-2003/0101998-A1	06-05-2003	Zocca et al.	
	AC*	US-2003/0172925-A1	09-18-2003	Zocca et al.	
	AD*	US-2005/0274383-A1	12-15-2005	Brain	
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	AI*	US-3,794,036	02-26-1974	Carroll	
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	AK*	US-4,116,201	09-26-1978	Shah	
	AL*	US-4,134,407	01-16-1979	Elam	
	AM*	US-4,159,722	07-03-1979	Walker	
	AN*	US-4,178,938	12-18-1979	Au et al.	
	AO*	US-4,178,940	12-18-1978	Au et al.	
	AP*	US-4,231,365	11-04-1980	Scarberry	
	AQ*	US-4,256,099	03-17-1981	Dryden	
	AR*	US-4,285,340	08-25-1981	Gezari et al.	
	AS*	US-4,351,330	09-28-1982	Scarberry	
	AT*	US-4,446,864	05-18-1984	Watson et al.	
	AU*	US-4,471,775	09-18-1984	Clair et al.	
	AV*	US-4,501,273	02-26-1985	McGinnis	
	AW*	US-4,509,514	04-09-1985	Brain	
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	AY*	US-4,526,196	07-02-1985	Pistillo	
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	AE1*	US-4,798,597	01-17-1989	Vaillancourt	
	AF1*	US-4,825,862	05-02-1989	Sato et al.	
	AG1*	US-4,850,349	07-25-1989	Farahany	
	AH1*	US-4,856,510	08-15-1989	Kowalewski et al.	
	AI1*	US-4,924,862	05-15-1990	Levinson	
	AJ1*	US-4,981,470	01-01-1991	Bombeck, IV	
	AK1*	US-4,995,388	02-26-1991	Brain	
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A.D.	AS1*	US-5,305,743	04-26-1994	Brain	
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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Complete if Known		
			Application Number	09/803,452-Conf. #8539	
			Filing Date	March 8, 2001	
			First Named Inventor	Archibald I. J. BRAIN	
			Art Unit	3743	
			Examiner Name	A. J. Lewis	
Sheet	2	of	3	Attorney Docket Number	0108195.00128US1

A.D.	AT1*	US-5,311,861	05-17-1994	Miller et al.	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Application Number	09/803,452-Conf. #8539	
			Filing Date	March 8, 2001	
			First Named Inventor	Archibald I. J. BRAIN	
			Art Unit	3743	
			Examiner Name	A. J. Lewis	
Sheet	3	of	3	Attorney Docket Number	0108195.00128US1

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A.D.	BA	DE-10042172		04-12-2001	Smiths Group		

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NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
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	CB	"Improving Anaesthesia", Med Pro Monthly, November-December, 1998, pp. 311-312		
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	CE	Martin, T., "Patentability of Methods of Medical Treatment: A Comparative Study", Journal of the Patent and Trademark Office Society, pp. 381-423, June 2000		
↓	CF	Neurometric Assessment of Adequacy of Intraoperative Anesthetic. March 1999, 3 pages, www.pnl.gov/medical/info/neuro.htm		
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